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THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Docket No. 406590)

In re the Application of:

Craig A. Paulsen

Serial No. 10/008,748

Filing Date: December 6, 2001

For: Programmable Computer Controlled  
External Visual Indicator for Gaming  
Machine

) **Customer No. 27717**

) **Group Art Unit: 3714**

) **Examiner: Hotaling**

CERTIFICATE OF MAILING

) I hereby certify that, on 3/17/06, this  
) document is being deposited with the United  
) States Postal Service as first class mail in an  
) envelope addressed to: Commissioner for  
) Patents, P.O. Box 1450 Alexandria, VA 22313-  
) 1450

) Carolyn Wilson  
) Carolyn Wilson

TO: MAIL STOP: Petition  
Commissioner for Patent  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**PETITION TO GIVE "RESCISSION OF NON-PUBLICATION  
REQUEST" A FILING DATE OF FEBRUARY 20, 2002**

Applicant petitions the Patent and Trademark Office to confirm that the filing date of the Request to Rescind Previous Non-Publication Request Under 35 U.S.C. §122(b)(2)(B)(ii) ("§122(b) Request") was February 20, 2002, as shown below as the actual date that the PTO received such §122(b) Request.

Applicant authorizes the PTO to withdraw from deposit account no. 19-1351 a fee for this petition under 37 CFR §1.17(h).

Attached is a copy of the §122(b) Request and a copy of the returned stamped postcard showing that the Request was received by the PTO on February 20, 2002.

Apparently, the originally filed §122(b) Request was not matched with the file when it was received by the Patent and Trademark Office on February 20, 2002. Thereafter, on February 27, 2006 Applicant filed a "COMMUNICATION RESCINDING OF NON-PUBLICATION REQUEST." This second submission of the §122(b) Request was responded to by the Patent and Trademark Office on March 2, 2006. The PTO responded by providing a Communication Regarding Rescission of Non-Publication Request. The PTO PAIR Transaction History now shows that on February 27, 2006, the PTO received "Rescind Non-Publication Request for Pre-Grant Publication."

Applicant is concerned that the date of February 27, 2006, listed in the PTO PAIR Transaction History may give the mistaken impression that the §122(b) Request was not filed until that date (i.e. February 27, 2006). Applicant has made foreign filings claiming priority to this U.S. application. However, such foreign filings were made after the Applicant filed its §122(b) Request, filed February 20, 2002. Therefore, the application had not been abandoned pursuant to 35 U.S.C. §122(b)(2)(B)(iii), at the time of such foreign filings.

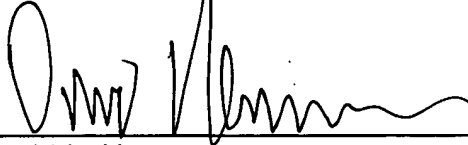
Nevertheless, in view of the date of February 27, 2006, appearing on the PTO PAIR Transaction History identifying the receipt of the rescission of non-publication request, the file does not clearly identify the receipt of the §122(b) Request on February 20, 2002.

Applicant's attorney, as identified below, is the attorney who filed the §122(b) Request received by the PTO on February 20, 2002. By signing below, I hereby declare that the §122(b) Request was definitely mailed from my office prior to February 20, 2002.

Therefore, Applicant has shown that the §122(b) Request was received by the Patent Office on February 20, 2002, as shown by the attached postcard with the PTO stamped receipt date of February 20, 2002. Applicant requests that the PTO confirm filing and receipt of the §122(b) Request on February 20, 2002.

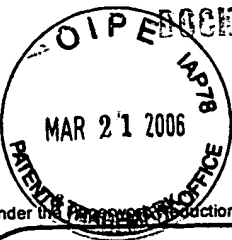
Respectfully submitted,

SEYFARTH SHAW LLP

A handwritten signature in black ink, appearing to read 'David L. Newman', written over a horizontal line.

David L. Newman  
Registration No. 37,196\_  
Attorney for Applicant

SEYFARTH SHAW LLP  
55 East Monroe Street, Suite 4200  
Chicago, Illinois 60603  
(312) 269-8567



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/36 (4-01)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**REQUEST TO RESCIND PREVIOUS  
NONPUBLICATION REQUEST  
35 U.S.C. 122(b)(2)(B)(ii)**

Application Number	10/008,748
Filing Date	12/06/2001
First Named Inventor	Craig A. Paulsen
Title	PROGRAMMABLE COMPUTER CONTROLLED EXTERNAL VISUAL INDICATOR FOR GAMING MACHINE
Atty Docket Number	406590
Group Art Unit	3713
Examiner	

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

2/1/02  
Date

[Signature]  
Signature

David L. Newman, Reg No. 37,196

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or international filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five days (45) days after the date of filing of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or international filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is not filed within forty-five days (45) days after the date of filing of the foreign or international application.

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)

Signature

Date

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



SEYFARTH  
ATTORNEYS SHAW

55 East Monroe Street, Suite 4200  
Chicago, Illinois 60603

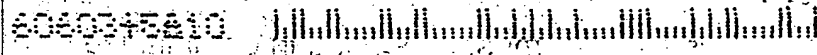
ATTENTION:

G. Gordon

S.S.F. & G.

MAR - 4 2002

RECEIVED



Mark/Title: *Programmable Computer  
controlled external visual indicator*  
File No.: *406590* *for gaming machine*

Ser. No.: *101008748*  
Applicant: *Paulsen et al.*  
Filing Date: *12/6/02*

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

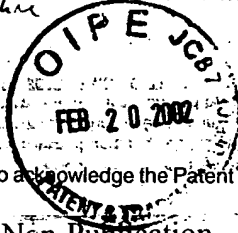
Sir:

Please receipt-stamp and mail this card to acknowledge the Patent and Trademark Office's receipt of the following attached documents:

*Request to Rescind Previous Non-Publication*  
*Request - 1 page*

Respectfully submitted,

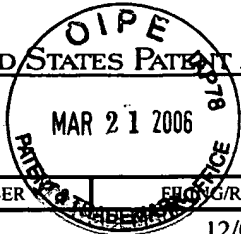
Applicant's Attorney



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 United States Patent and Trademark Office  
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 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/008,748	12/06/2001	Craig A. Paulsen	25814-406590 CONFIRMATION NO. 6019

27717  
 SEYFARTH SHAW LLP  
 55 E. MONROE STREET  
 SUITE 4200  
 CHICAGO, IL 60603-5803

DOCKET ID 3/7/06-10  
 DATE

Date Mailed: 03/02/2006

### Communication Regarding Rescission Of Nonpublication Request and/or Notice of Foreign Filing

Applicant's rescission of the previously-filed nonpublication request and/or notice of foreign filing is acknowledged. The paper has been reflected in the Patent and Trademark Office's (USPTO's) computer records so that the earliest possible projected publication date can be assigned.

The projected publication date is 06/08/2006.

If applicant rescinded the nonpublication request before or on the date of "foreign filing,"<sup>1</sup> then no notice of foreign filing is required.

If applicant foreign filed the application after filing the above application and before filing the rescission, and the rescission did not also include a notice of foreign filing, then a notice of foreign filing (not merely a rescission) is required to be filed within 45 days of the date of foreign filing. See 35 U.S.C. § 122(b)(2)(B)(iii), and Clarification of the United States Patent and Trademark Office's Interpretation of the Provisions of 35 U.S.C. § 122(b)(2)(B)(ii)-(iv), 1272 Off. Gaz. Pat. Office 22 (July 1, 2003).

If a notice of foreign filing is required and is not filed within 45 days of the date of foreign filing, then the application becomes abandoned pursuant to 35 U.S.C. § 122(b)(2)(B)(iii). In this situation, applicant should either file a petition to revive or notify the Office that the application is abandoned. See 37 CFR 1.137(f). Any such petition to revive will be forwarded to the Office of Petitions for a decision. Note that the filing of the petition will not operate to stay any period of reply that may be running against the application.

Questions regarding petitions to revive should be directed to the Office of Petitions at (571) 272-3282. Questions regarding publications of patent applications should be directed to the patent application publication hotline at (703) 605-4283 or by e-mail [pgpub@uspto.gov](mailto:pgpub@uspto.gov).

<sup>1</sup> Note, for purpose of this notice, that "foreign filing" means "filing an application directed to the same invention in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing".

PART 1 - ATTORNEY/APPLICANT COPY

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